

San Francisco Police Department

INCIDENT REPORT

180286968

Report Type: Supplemental

I N C I D E N T	Incident Number 180-286-968	Occurrence From Date / Time 04/14/2018	Occurrence To Date / Time 04/18/2018	Reported Date / Time 04/18/2018 13:52	CAD Number 181082236	
	Type of incident SUSPICIOUS OCCURRENCE 64070					
	Location of Occurrence: [REDACTED]		At Intersection with/Premise Type APARTMENT		District TENDERLOIN	
	Confidential Report? <input type="checkbox"/>	Arrest Made? <input type="checkbox"/>	Suspect Known? <input type="checkbox"/>	Suspect Unknown? <input type="checkbox"/>	Non-Suspect Incident? <input type="checkbox"/>	Domestic Violence? <input type="checkbox"/>
	Location Sent / On View: 850 BRYANT ST		At Intersection with		Reporting District SOUTHERN	
Crime and Clearance Status 1	Reported to Bureau	Name	Star	Date/ Time	Elder Victim <input type="checkbox"/>	
		Gang Related? <input type="checkbox"/>	Juvenile Subject? <input type="checkbox"/>	Prejudice Based? <input type="checkbox"/>		
Have you reviewed the attached list of procedures required by Department General Order (DGO) 7.04?						

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O F F I C I A L R E C O R D I O N	I declare under penalty of perjury, this report of <u>2</u> pages is true and correct, based on my personal knowledge, or is based on information and belief following an investigation of the events and parties involved. PROP 115 CERTIFIED 5 Year/Post				
	Reporting Officer COLLINS, CHARLES E	Star 888	Station SVU - Sex Crimes	Watch 0600-1600	Date 04/24/18 12:38
	Reviewing Officer COLLINS, CHARLES E	Star 888	Station SVU - Sex Crimes	Watch 0600-1600	Date 04/24/18 12:39
	OIC TIFFE, LIZA D	Star 833	Station SVU - Sex Crimes	Watch 0800-1600	Date 04/24/18 12:48
	Related Case 150-117-525	Related Case --	Re-assigned to Copies to 5I200 3*300	Assigned to 5I200 Add'l Copies	Assigned by CC 888

R E P O R T E E	Code R 1	Name (Last, First Middle) [REDACTED]	Alias	Email [REDACTED]
	Day Phone [REDACTED]	Type Cell	Home Address [REDACTED]	City SAN FRANCISCO
	Night Phone [REDACTED]	Type	Work Address	City
	DOB [REDACTED]	/ Age 44	DOB Unk. <input type="checkbox"/>	or age between and
	Confidential Person <input type="checkbox"/>	Violent Crime Notification <input type="checkbox"/>	293 PC Notification <input type="checkbox"/>	Star
	School (if Juvenile)	Injury/Treatment	Other Information/If Interpreter Needed Specify Language	
	Interpreter Needed <input type="checkbox"/>	Language	Language Description(if Other)	Language Line Service/Interpreter ID#
		Bilingual Ofc Star#		

NARRATIVE

On 04/19/18, at 1240 hours, I telephoned (R1) [REDACTED] due to (R1) leaving a message on the Sex Offender Unit office phone on 04/18/18. The message was in regard to how information can be distributed by the public to other members of the public. I have knowledge that (R1) is a registered sex offender and just registered with an address of [REDACTED] on 04/12/2018. When speaking with (R1) he indicated he responded to Tenderloin Police Station on 04/18/2018 to document a problem he was having with someone placing flyers of himself at numerous locations inside his new residence (see initial incident report). I reviewed the report, (EVD1) Statement and (EVD2) Flyer while on the phone with (R1). (R1) verified he wrote the statement indicating the incident. (R1) indicated the flyers were inaccurate and depicted (R1) inaccurately. (R1) stated he also notified he Probation Officer [REDACTED] regarding the above incident. I told (R1) I would contact him after doing some follow up.

I spoke with [REDACTED] who indicated she was contacted by (R1) regarding the above incident earlier in the week. [REDACTED] responded to [REDACTED] to meet with (R1) to do a home visit. [REDACTED] indicated she did witness some flyers in the building that are indicated in the report. Officer [REDACTED] also indicated she received 2 messages from a [REDACTED] who stated he is the HOA President for the above building. Brown left messages inquiring about the probation conditions for (R1) and was trying to find out how (R1) can live in the building being a sex offender with numerous children also living in the building. [REDACTED] forwarded these messages to her supervisor. [REDACTED] eventually spoke with Supervisor Chauncey Robinson per [REDACTED].

I spoke with Deputy Attorney [REDACTED] who is on the legal team with the California Department of Justice regarding sex offenders. [REDACTED] indicated the placement of the above flyers (inaccurate or not) are covered within the first amendment protections. [REDACTED] indicated someone must commit a crime based on this information from the flyer to be considered a criminal matter. [REDACTED] also indicated the HOA has no affirmative duty to notify the tenants in the building regarding a sex offender living in the building.

I then spoke with [REDACTED] (03/02/1967) on the telephone at above listed phone number. Brown stated he is the President of the HOA and did leave 2 messages with Probation [REDACTED] and did speak with someone from probation and was told he wouldn't be able to obtain any further information regarding (R1) and his probation conditions. [REDACTED] stated he lives in room [REDACTED] and numerous tenants in the building are aware that (R1) purchased his property last week and that (R1) is a sex offender. [REDACTED] indicated (R1) was arrested in room [REDACTED] at the above location in 2015 for child pornography and [REDACTED] was present during the arrest (room [REDACTED] and [REDACTED] are right next to each other) see case [REDACTED]. [REDACTED] stated numerous people in the building were aware of this arrest and subsequent conviction from this arrest. [REDACTED] indicated he is aware and has seen and has taken down flyers that he has noticed in the building regarding (R1). [REDACTED] stated he doesn't have any knowledge regarding who distributed the flyers. [REDACTED] was going to notify the tenants regarding posting flyers are a violation of HOA rules and has spoken with an attorney regarding this incident.

I then spoke with (R1) and advised him that this incident is a civil matter only. (R1) indicated he is fully aware of his civil options regarding this incident.